

in full conformity with all label requirements.

Dated: July 1, 1991.

Allan S. Abramson,

Acting Director, Special Review and
Reregistration Division, Office of Pesticide
Programs.

[FR Doc. 91-16418 Filed 7-9-91; 8:45 am]

BILLING CODE 6560-50-F

(FRL-3973-3)

**Proposed De Minimis Settlement
Under 122(g), Colorado Avenue
Subsite, Hastings Ground Water
Contamination Site**

AGENCY: Environmental Protection
Agency.

ACTION: Notice of proposed de minimis
settlement under 122(g), Colorado
Avenue Subsite.

SUMMARY: The United States
Environmental Protection Agency is
proposing to enter into a de minimis
administrative settlement to resolve
claims under the Comprehensive
Environmental Response, Compensation
and Liability Act (CERCLA), 42 U.S.C.
9622(g). This settlement is intended to
resolve the liabilities of two parties for
the response costs incurred and to be
incurred at the Colorado Avenue
Subsite of the Hastings Groundwater
Contamination Site, Hastings, Nebraska.

DATES: Written comments must be
provided on or before August 4, 1991.

ADDRESSES: Comments should be
addressed to the Regional
Administrator, United States
Environmental Protection Agency,
Region VII, 726 Minnesota Avenue,
Kansas City, Kansas 66101 and should
refer to: In the Matter of the Colorado
Avenue Subsite of the Hastings
Groundwater Contamination Site,
Hastings, Nebraska, EPA Docket No.
VII-90-F-0025.

FOR FURTHER INFORMATION CONTACT:
Audrey Asher, United States
Environmental Protection Agency,
Office of Regional Counsel, Region VII,
726 Minnesota Avenue, Kansas City,
Kansas 66101, (913) 551-7255.

SUPPLEMENTARY INFORMATION: The
proposed settlers are the Burlington
Northern Railroad (BNRR), Morton
Zuber and Zuber Company (collectively
Zuber), parties who own property that is
part of the Colorado Avenue Subsite of
the Hastings Ground Water
Contamination Site. Trichloroethylene
(TCE), 1,1,1-trichloroethane (TCA) and
tetrachloroethene (PCE) have been
detected in the soil and ground water at
the Colorado Avenue Subsite and

downgradient from the subsite.
Contamination was first discovered on
the BNRR property in 1986 and on the
Zuber property in 1988 when soil
sampling was undertaken. BNRR and
Zuber had acquired their properties at
the Colorado Avenue subsite in 1871
and 1984, respectively; in both cases,
ownership preceded discovery of
contamination.

EPA's investigation of the source of
the Colorado Avenue Subsite
contamination revealed that neither the
BNRR nor Zuber has generated, stored,
treated, or disposed of the contaminants
found at the Colorado Avenue subsite.
EPA's investigation also revealed that
TCE and TCA were stored and disposed
at property adjacent to and upgradient
from the Zuber and BNRR property. This
property, located at 108 S. Colorado
Avenue, has been a manufacturing
facility for several decades.

EPA has selected soil vapor extraction
(SVE) as the technology to remediate the
contaminated soils at the Colorado
Avenue Subsite. Location of the SVE
system will be on an area owned by
BNRR and Zuber. Access is needed onto
the BNRR and Zuber properties for
installation of equipment, storage of
equipment and operation of equipment.

This proposed settlement will provide
access to EPA, the state of Nebraska,
and parties designated by EPA as its
representative solely for the purpose of
access, for thirty years or until EPA
determines that all response actions are
completed, whichever is first. This
proposed settlement also requires Zuber
to clear the area in preparation for
access to drill deep wells and to trench
to make connections. Additionally, this
proposed settlement requires BNRR and
Zuber, upon transfer of title or
arrangement for lease, to enter into a
written agreement with the subsequent
owner or lessee that requires such party
to provide access to EPA to the same
extent as set forth in the de minimis
agreement. Access that may be needed
as part of subsequent ground water
remediation is also covered in this
proposed settlement.

The proposed settlement involves no
financial terms; the proposed settling
parties are being asked solely to grant
access. The proposed de minimis
settlement provides that EPA will
covenant not to sue the de minimis
parties for response costs or for
injunctive relief pursuant to sections 106
and 107 of CERCLA and section 7003 of
Resource Conservation and Recovery
Act (RCRA), 42 U.S.C. 6973. The
proposed settlement contains a reopener
if any information becomes known to
EPA that indicates any of the proposed
settlers (1) conducted or permitted the

generation, transportation, storage,
treatment, or disposal of any hazardous
substance at the subsite; (2) contributed
to a release or threat of release of a
hazardous substance at the subsite
through any act or omission; (3) or that
the proposed settling parties otherwise
no longer meet the section 122(g)(1)(B)
de minimis criteria.

Martha Steincamp,

Acting Regional Administrator,

[FR Doc. 91-10419 Filed 7-9-91; 8:45 am]

BILLING CODE 6560-50-M

**FEDERAL EMERGENCY
MANAGEMENT AGENCY**

(FEMA-909-DR)

**Alaska; Amendment to a Major
Disaster Declaration**

AGENCY: Federal Emergency
Management Agency.

ACTION: Notice.

SUMMARY: This notice amends the notice
of a major disaster for the State of
Alaska (FEMA-909-DR), dated May 30,
1991, and related determinations.

DATES: June 28, 1991.

FOR FURTHER INFORMATION CONTACT:

Neva K. Elliott, Disaster Assistance
Programs, Federal Emergency
Management Agency, Washington, DC
20472, (202) 646-3614.

NOTICE: The notice of a major disaster
for the State of Alaska, dated May 30,
1991, is hereby amended to include the
following areas among those areas
determined to have been adversely
affected by the catastrophe declared a
major disaster by the President in his
declaration of May 30, 1991:

The communities of Alakanuk, Emmonak,
Galena, and Shageluk for Public Assistance.
(Catalog of Federal Domestic Assistance No.
83.516, Disaster Assistance.)

Grant C. Peterson,

Associate Director, State and Local Programs
and Support, Federal Emergency
Management Agency.

[FR Doc. 91-16393 Filed 7-9-91; 8:45 am]

BILLING CODE 6710-02-M

(FEMA-909-DR)

**Alaska; Amendment to a Major
Disaster Declaration**

AGENCY: Federal Emergency
Management Agency.

ACTION: Notice.

2012805



PROJ17961

Site: Colorado Ave
ID: 11052532
Bran: 1262 CF
Other: _____
SS to: 10.5
7-10-91